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COMPLAINT OF CHEVRON  
PHILLIPS CHEMICAL COMPANY LP  
AGAINST THE ELECTRIC  
RELIABILITY COUNCIL OF TEXAS,  
INC.

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PUBLIC UTILITY COMMISSION  
OF TEXAS

**COMMISSION STAFF'S RESPONSE TO CHEVRON PHILLIPS CHEMICAL  
COMPANY LP'S STATUS REPORT AND REQUEST FOR EXTENSION**

On March 22, 2021, Chevron Phillips Chemical Company LP (CPChem) filed a complaint against the Electric Reliability Council of Texas, Inc. (ERCOT) under 16 Texas Administrative Code (TAC) § 25.251. Prior to filing this complaint, CPChem filed a petition for emergency relief in Project No. 51812 seeking a six-month extension of the 35-day deadline in 16 TAC § 22.251(d) for filing a complaint regarding conduct by ERCOT during the February 2021 winter weather event.<sup>1</sup> In Order No. 1 filed on March 26, 2021, the administrative law judge (ALJ) found that the instant complaint was timely filed under 16 TAC § 22.251(d), abated the processing of the complaint and suspended corresponding deadlines in 16 TAC § 22.251, and directed CPChem to file a status report by the earlier of April 30, 2021, or within 10 days of a Commission decision on CPChem's petition in Project No. 51812.

Order No. 2, filed April 30, 2021, granted the joint request of CPChem and the Staff of the Public Utility Commission of Texas (Staff) for an extension of the April 30, 2021 deadline and established a new deadline of June 14, 2021, for CPChem to file a status report and for Staff to file briefing or request any relief Staff deems appropriate. On June 9, 2021, CPChem filed a status report.

**I. RESPONSE TO CPCHEM**

In addition to providing a status report, CPChem requested the continued abatement of the deadlines in 16 TAC § 22.251 and an order directing CPChem to file a further status report on the earlier of Thursday July 29, 2021, or within 15 days of a Commission decision on CPChem's petition in Project No. 51812. In the event that the ALJ denies the requested extension, CPChem

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<sup>1</sup> *Issues Related to the State of Disaster for the February 2021 Winter Weather Event*, Project No. 51812, Petition for Emergency Relief of Chevron Phillips Chemical Company LP for Extension of Texas Administrative Code Filing Deadlines (Mar. 18, 2021).

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requested a deadline of no earlier than August 6, 2021 for CPChem to file an updated complaint and a subsequent deadline for responsive pleadings by Staff and any other party.

Staff agrees to CPChem's request to continue the abatement of the applicable deadlines under 16 TAC § 22.251 and to file a status report. If the ALJ denies this request, Staff is unopposed to CPChem's request to file an updated complaint no earlier than August 6, 2021 and before any other responsive pleadings are filed.

Dated: June 11, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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**CERTIFICATE OF SERVICE**

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on June 11, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Eleanor D'Ambrosio

Eleanor D'Ambrosio